Page 1 of 4

EXECUTIVE SUMMARY - ENFORCEMENT MATTER DOCKET NO.: 2005-2046-PWS-E TCEQ ID: RN104103247 CASE NO.: 27649

RESPONDENT NAME: GUSS LINES DBA LINES CACTUS GROVE MOBILE HOME PARK

		
ORDER TYPE:		
_1660 AGREED ORDER	FINDINGS AGREED ORDER	FINDINGS ORDER FOLLOWING SOAH HEARING
X_FINDINGS DEFAULT ORDER	_SHUTDOWN ORDER	IMMINENT AND SUBSTANTIAL ENDANGERMENT ORDER
AMENDED ORDER	EMERGENCY ORDER	
CASE TYPE:		
AIR	MULTI-MEDIA (check all that apply)	INDUSTRIAL AND HAZARDOUS WASTE
X_PUBLIC WATER SUPPLY	PETROLEUM STORAGE TANKS	OCCUPATIONAL CERTIFICATION
WATER QUALITY	SEWAGE SLUDGE	UNDERGROUND INJECTION CONTROL
MUNICIPAL SOLID WASTE	RADIOACTIVE WASTE	DRY CLEANER REGISTRATION
TYPE OF OPERATION: public water syst SMALL BUSINESS:XYes OTHER SIGNIFICANT MATTERS: Ther regarding this facility location. INTERESTED PARTIES: No one other that COMMENTS RECEIVED: The Texas Regarding Mr. Robert Mosl_ Ms. Lena Robert TCEQ Attorney: Mr. Robert Mosl_ Ms. Lena Robert TCEQ Enforcement Coordinator: TCEQ Regional Contact: Mr. Tern Respondent: Mr. Guss Lines, Owne	ED: 2408 West Highway 90, Alpine, Brewster em No e are no complaints. There is no record of add on the ED and the Respondent has expressed and ester comment period expired on August 11, 20 ey, Litigation Division, MC 175, (512) 239-06, s, Litigation Division, MC 175, (512) 239-001 Ms. Rebecca Clauswitz, Water Enforcement by McMillan, El Paso Regional Office, MC Rer, 2408 West Highway 90, Alpine, Texas 798, ented by counsel on this enforcement matter.	litional pending enforcement actions a interest in this matter. 008. No comments were received. 627 9 Section, MC R-13, (210) 403-4012 6, (915) 834-4953

RESPONDENT NAME: GUSS LINES DBA LINES CACTUS GROVE MOBILE HOME PARK Page 2 of 4 DOCKET NO.: 2005-2046-PWS-E

VIOLATION SUMMARY CHART: VIOLATION INFORMATION PENALTY CONSIDERATIONS CORRECTIVE ACTIONS TAKEN/REQUIRED Type of Investigation: Total Assessed: \$6,813 **Technical Requirements** The Respondent shall undertake the following Total Deferred: \$0 Complaint technical requirements: X Routine Enforcement Follow-up Expedited Settlement X Records Review Financial Inability to Pay 1. Within 10 days: SEP Conditional Offset Date of Complaints Relating to this Case: Commence operating the water system's None Total Due to General Revenue: \$6,813 chlorination facilities to maintain a free chlorine residual of 0.2 mg/L throughout Dates of Investigation Relating to this Case: This is a Default Order. The Respondent has the distribution system at all times; and October 22, 2005 (Investigation); November 1, not actually paid any of the assessed penalty, Begin collecting bacteriological samples 2005, and December 14, 2005 (Record Reviews) but will be required to do so under the terms of at the required frequency based on the the Order. population served by the system. Date of NOEs Relating to this Case: November 28, and December 9, 2005 Site Compliance History Classification N/A 2. Within 30 days: **Background Facts:** The case was referred to the Litigation Division on Person Compliance History Classification Submit payment for all outstanding fees, May 9, 2006. An EDPRP was filed on June 28, N/A 2006. The Respondent received notice of the including any associated penalties and interest: EDPRP on July 11, 2006, as evidenced by the Major Source: ___ Yes X_ No signature on the return receipt "green card." The Commence operating the Facility under Respondent has not filed an answer or requested a Applicable Penalty Policy: September 2002 the direct supervision of an adequately hearing. trained and licensed water works operator; Seal the wellhead with the use of gaskets PWS: or a pliable crack-resistant caulking 1. Failed to operate the disinfection equipment to compound and provide each well with a maintain a minimum free chlorine residual of 0.2 screened casing vent; milligrams per liter (mg/L) in each finished water Provide an intruder-resistant fence or storage tank and throughout the distribution lockable buildings around the well site system at all times [30 Tex. ADMIN. CODE and the pressure tank; § 290.46(d)(2)(A)]. Begin maintaining an up-to-date chemical and microbiological monitoring 2. Failed to adopt an adequate plumbing plan; ordinance, regulations or service agreement with Provide an up-to-date distribution map provisions for proper enforcement to ensure that showing all valves and cut-offs; neither cross connections nor other unacceptable plumbing practices are permitted [30 Tex. ADMIN. Post a legible sign with the name of the CODE § 290.46(i)]. water supply and an emergency telephone number at each production, treatment and storage facility; and 3. Failed to operate the system under direct Conduct annual inspections of the supervision of a certified water works operator at pressure tanks. all times [30 Tex. ADMIN. CODE § 290.46(e)]. 3. Within 60 days: 4. Failed to provide sanitary control easements for well number one and well number two [30 Tex. ADMIN. CODE § 290.41(c)(1)(F)]. a. Ensure that all electrical wiring at the well sites have been enclosed and securely mounted in a conduit;

RESPONDENT NAME: GUSS LINES DBA LINES CACTUS GROVE MOBILE HOME PARK Page 3 of 4 DOCKET NO.: 2005-2046-PWS-E

- 5. Failed to provide well number one and well number two with a casing that extends a minimum of eighteen inches above the elevation of the finished floor of the pump room or natural surface, a concrete sealing block extending at least three feet from the well casing in all directions, and a screened casing vent which is faced downward and elevated so as to minimize the drawing of contaminants into the well. Additionally, the Respondent failed to seal the wellhead with gaskets or pliable crack resistant caulking on well number one [30 Tex. ADMIN. CODE § 290.41(c)(3)(B), (c)(3)(J) and (c)(3)(K)].
- 6. Failed to install all water system electrical wiring in compliance with local or national electrical codes [30 Tex. Admin. Code § 290.46(v)].
- 7. Failed to provide suitable sampling taps on the discharge lines for well number one and well number two to facilitate the collection of samples for chemical and bacteriological analysis directly from the well [Tex. Admin. Code § 290.41(c)(3)(M)].
- 8. Failed to install a flow meter on each well pump discharge line to provide water usage records and to assist in more efficient system operation [30 Tex. Admin. Code § 290.41(c)(3)(N)].
- 9. Failed to protect all water wells in a lockable building designed to prevent intruder access or enclose all water wells with intruder resistant fencing with lockable gates [30 Tex. ADMIN. CODE § 290.41(c)(3)(O)].
- 10. Failed to develop a public water system siting and monitoring plan and failed to maintain a map of the distribution system so that valves and mains may be easily located during emergencies [30 Tex. Admin. Code §§ 290.121(a) and 290.46(n)(2)].
- 11. Failed to post a legible sign at each production, treatment and storage facility by each community system [30 Tex. ADMIN. CODE § 290.46(t)].
- 12. Failed to keep on file and make available for Commission review accurate and up to date asbuilt plans or records, drawings and specifications for each treatment plant, pump station and storage tank and failed to make available for review copies of well completion data for the wells [30 Tex. ADMIN. CODE § 290.46(n)(1) and (n)(3)].

- b. Provide a raw water sampling tap for all wells:
- c. Install flow measuring devices on each well;
- d. Adopt an adequate service agreement which provides provisions for proper enforcement to ensure that neither cross-connections nor other unacceptable plumbing practices are permitted;
- e. Install a well casing eighteen inches above the finished floor on each well;
 and
- f. Provide each well with a concrete sealing block extending at least three feet from the exterior well casing in all directions.

4. Within 90 days:

- a. Prepare and submit to the TCEQ "asbuilt" plans and specifications describing the existing facilities as well as a proposed modifications. These plans and specifications shall be prepared by a Texas Registered professional engineer and shall be maintained as a part of the Facility's records;
- b. Maintain on file and submit a copy of the well completion data for all wells; and
- c. Provide sanitary control easements for the wells.
- 5. Within 180 days, provide adequate pressure tank capacity of 50 gallons per connection.
- 6. Within 195 days, submit written certification to demonstrate compliance with these Ordering Provisions.

RESPONDENT NAME: GUSS LINES DBA LINES CACTUS GROVE MOBILE HOME PARK Page 4 of 4 DOCKET NO.: 2005-2046-PWS-E

13. Failed to conduct an annual inspection of the pressure tanks [30 Tex. ADMIN. CODE § 290.46(m)(1)].		·
14. Failed to provide a pressure tank capacity of 50 gallons per connection [30 Tex. Admin. Code § 290.45(b)(1)(E)(ii)].		
15. Failed to collect and submit monthly water samples for bacteriological analysis for the moths of July, August, September, and October 2005, and failed to provide public notification of the failure to collect the water samples for the months of July, August, September and October 2005 [30 Tex. Admin. Code §§ 290.109(c)(2)(A)(ii) and 290.122(c)(2)(A), and Tex. Health & Safety Code § 341.033(d)].		
16. Failed to pay the Public Health Service Fee for fiscal year 2005 for TCEQ Financial Administration Account No. 90220038 [30 Tex. ADMIN. CODE § 290.51(a)(3) and Tex. WATER CODE § 5.702].		
	,	
	·	

Penalty Calculation Worksheet (PCW) olicy Revision 2 (September 2002) PCW Revision May 19, 2005 Assigned 05-Dec-2005 DATES PCW 12-Dec-2005 Screening 14-Dec-2005 **EPA Due** 01-Aug-2006 RESPONDENT/FACILITY INFORMATION Respondent Guss Lines dba Lines Cactus Grove Mobile Home Park Reg. Ent. Ref. No. RN104103247 Facility/Site Region 6-El Paso Major/Minor Source Minor Source < CASE INFORMATION Enf./Case ID No. 27649 No. of Violations 16 Docket No. 2005-2046-PWS-E Order Type Findings ٧ Media Program(s) Public Water Supply Enf. Coordinator Amanda King-Zrubek K Multi-Media EC's Team Enforcement Team 2 \$1,000 Admin. Penalty \$ Limit Minimum Maximum Penalty Calculation Section TOTAL BASE PENALTY (Sum of violation base penalties) \$5,450 Subtotal 1 ADJUSTMENTS (+/-) TO SUBTOTAL 1 Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage \$1,363 **Compliance History** 25% Enhancement Subtotals 2, 3, & 7 The respondent has been issued five Notice of Violation (NOV) letters for same or similar violations within the past five years. Culpability No 0% Enhancement Subtotal 4 \$0 The respondent does not meet the culpability criteria. Notes Good Faith Effort to Comply 0% Reduction Subtotal 5 \$0 Before NOV NOV to EDPRP/Settlement Offer Extraordinary Ordinary N/A (mark with a small x) The respondent is not yet in compliance. Notes **Economic Benefit** 0% Enhancement* Subtotal 6 \$0 Total EB Amounts \$2,943 *Capped at the Total EB \$ Amount Approx. Cost of Compliance \$25,475 **SUM OF SUBTOTALS 1-7 Final Subtotal** \$6,813 OTHER FACTORS AS JUSTICE MAY REQUIRE \$0 Adjustment Reduces or enhances the Final Subtotal by the indicated percentage. (Enter number only; e.g. -30 for -30%.) Notes Final Penalty Amount \$6,813

Final Assessed Penalty

Adjustment

0% Reduction

\$6,813

\$6,813

\$0

STATUTORY LIMIT ADJUSTMENT

Notes

PAYABLE PENALTY

Reduces the Final Assessed Penalty by the indicted percentage. (Enter number only; e.g. 20 for 20% reduction.)

No deferral is recommended for Findings Orders.

DEFERRAL

Screening Date 14-Dec-2005

Docket No. 2005-2046-PWS-E

Respondent Guss Lines dba Lines Cactus Grove Mobile Home Park

Case ID No. 27649

Policy Revision 2 (September 2002) PCW Revision May 19, 2005

Reg. Ent. Reference No. RN104103247

Media [Statute] Public Water Supply Enf. Coordinator Amanda King-Zrubek

Compliance History Worksheet

>> Compliance History Site Enhancement (Subtotal 2)

Component		Enter Number Here	Adjust	
NOVs	Written NOVs with same or similar violations as those in the current	5	25%	
NOVS	enforcement action (number of NOVs meeting criteria) Other written NOVs	0	0%	
	Any agreed final enforcement orders containing a denial of liability	U	<u> </u>	
	(number of orders meeting criteria)	0	0%	
Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	ders 0	0%	
Judgments and	Any non-adjudicated final court judgments or consent decrees containi a denial of liability of this state or the federal government (number of judgements or consent decrees meeting criteria)	ng 0	0%	
Consent Decrees	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a derof liability, of this state or the federal government		0%	
Convictions	Any criminal convictions of this state or the federal government (number of counts)	0	0%	
Emissions	Chronic excessive emissions events (number of events)	0	0%	
A	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were	0	0%	
Audits	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)	0	0%	
		e Enter Yes or No		
	Environmental management systems in place for one year or more	N/A	0%	
Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	N/A	0%	
Other	Participation in a voluntary pollution reduction program	N/A	0%	
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	N/A	0%	
	Adjustment Per	centage (Sul	ototal 2)	
Repeat Violator	(Subtotal 3)			
N/A	Adjustment Per	centage (Sul	ototal 3)	
Compliance His	tory <i>Person</i> Classification (Subtotal 7)		- (
N/A	Adjustment Pere	centage (Sul	ototal 7)	

Compliance History Notes The respondent has been issued five Notice of Violation (NOV) letters for same or similar violations within the past five years.

Total Adjustment Percentage (Subtotals 2, 3, & 7)

	Screening Date	14-Dec-2005	Do	cket No. 2005-2046-P	WS-E	PCW
			nes Cactus G	rove Mobile Home Park	Policy Res	vision 2 (September 2002)
	Case ID No.				PC	CW Revision May 19, 2005
Reg	. Ent. Reference No.	RN104103247		•		
	Media [Statute]					
	Enf. Coordinator	Amanda King-Zrub	oek			•
	Violation Number					1
	Primary Rule Cite(s)	3	30 Tex. Admir	n. Code § 290.46(d)(2)(A)	
	Secondary Rule Cite(s)					
•	Violation Description	chlorine residual e storage tank a Specifically, fie	of 0.2 milligra and throughou ald tests cond	on equipment to maintain ms per liter (mg/L) in eact the distribution system ucted during the investig of 0.0 mg/L and 0.05 m	ch finished water at all times. ation revealed	
					Base Penalty	\$1,000
>>	Environmental, Pro	nerty and Hum	an Haalth i	Matrix		
	Liiviioiiiieiitai, Fic	perty and num. Harm		IVIALI IA		
	Release	Major Moderate				
OR	Actual					
	Potential	X		Percent	25%	P. Carlotte and Ca
	Drogrammatic Matr	dv				***************************************
>>	Programmatic Matr		e Minor			
	· Faisincation	Major Moderate	3 IVIIIOI	Percent		
		11				
	Matrix Notes other	r organisms to exist	t in the drinkin	w water may allow bacte og water and may result i the public resulting in illn	n	
				Adjus	stment -\$750	
	•			Base	Penalty Subtotal	\$250
	Violation Events		-			
	Number of Violati	on Events 1	-			
		I	 			
	mark only one use a small x	daily monthly quarterly semiannual		Violat	ion Base Penalty	\$250
	İ	annual X				
	One singl			on the sampling date, Od d the violation.	ctober	
	Economic Benefit (EB) for this vio	lation	Statutory L	imit Test	
	Estimated EE	3 Amount \$5	2	Violation Fi	nal Penalty Total	\$313
		Thie v	iolation Fina	l Assessed Penalty (ad	iusted for limite\	\$313
		, IIIIS V	ioidiioii i iila	, , woodood i chaity (au	,aoica 101 mmi3)	ψυιυ

Economic Benefit Worksheet Respondent Guss Lines dba Lines Cactus Grove Mobile Home Park Case ID No. 27649 Reg. Ent. Reference No. RN104103247 Media [Statute] Public Water Supply Percent Years of Violation No. 1 Interest Depreciation 5.0 EB Item Date Final Yrs Interest Onetime Item Cost Required Date Costs Amount Saved Description No commas or \$ **Delayed Costs** 0.0 \$0 \$0 \$0 Equipment Buildings 0.0 \$0 \$0 \$0 \$1,000 22-Oct-2005 22-Jul-2006 0.7 \$2 \$50 \$52 Other (as needed) 0.0 \$0 \$0 \$0 Engineering/construction 0.0 \$0 n/a \$0 Record Keeping System 0.0 \$0 n/a \$0 \$0 0.0 \$0 n/a Training/Sampling Remediation/Disposal 0:0 \$0 \$0 n/a Permit Costs 0.0 \$0 n/a \$0 \$0 0.0 \$0 Other (as needed) n/a Estimated cost to repair or replace the disinfection equipment in order to operate the water system's chlorination facilities so as to maintain a minimum residual disinfectant Notes for DELAYED costs concentration of 0.2 mg/L free chlorine within the distribution system. The date required is the investigation date. The final date is the estimated date of compliance. **Avoided Costs** ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs) 0.0 \$0 \$0 Disposal Personnel 0.0 \$0 \$0 \$0 \$0 0.0 \$0 Inspection/Reporting/Sampling \$0 0.0 \$0 \$0 \$0 Supplies/equipment Financial Assurance [2] 0.0 \$0 \$0 \$0 \$0 \$0 ONE-TIME avoided costs [3] 0.0 \$0 0.0 \$0 \$0 \$0 Other (as needed) Notes for AVOIDED costs TOTAL \$1,000 \$52 Approx. Cost of Compliance

-	Date 14-Dec-2005	Docket No. 2005-2046-PWS-E	PCW
		nes Cactus Grove Mobile Home Park	Policy Revision 2 (September 2002)
•	D No. 27649		PCW Revision May 19, 2005
•	e No. RN104103247		
	atute] Public Water Suppl		
	nator Amanda King-Zrub	ek	
Violation N	umber 2		
Primary Rule	Cite(s)	30 Tex. Admin. Code § 290.46(i)	
Secondary Rule			
Violation Descr	Failure to adopt ar agreement with pription cross-connectipermitted. Specific	n adequate plumbing ordinance, regulations, or rovisions for proper enforcement to ensure that ons nor other unacceptable plumbing practice cally, at the time of the investigation, it was do system did not have any service agreements of	at neither es are cumented
			e Penalty \$1,000
Environmenta	al, Property and Huma	an Health Matrix	
D.	Harm elease Maior Moderate	Attinon	
K	elease Major Moderate Actual	Minor	·
J	Potential	Percent	
Programmation			
Fals	sification Major Moderate		
	X	Percent 10%	
	4000/ 5/1		
Matrix Notes	100% of the ru	ıle requirement was not met.	
Lincoln			
		Adjustment	-\$900
		Base Penalty	Subtotal \$100
		Dase I enaity	φισο
Violation Eve	nts		
Number of	Violation Events 1		
	daily		
	monthly nonly one quarterly annual annual	Violation Bas	e Penalty \$100
	single event X		
		nded based on the investigation conducted	
Or	~~ (October 22, 2005.	
Or	on c		
	nefit (EB) for this viol	ation Statutory Limit T	est
Economic Be	nefit (EB) for this viol	_	
Economic Be		_	

4 40 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4	Ed	onomic E	Benefit Wo	rkshe	et		
		a Lines Cactu	s Grove Mobile	Home f	Park		
Case ID No.							
Reg. Ent. Reference No.					-		
Media [Statute]		Supply				Percent	Years of
Violation No.	2					Interest	Depreciation
					L	5.0	15
•	Item	Date	Final	Yrs	Interest	Onetime	EB
Item	Cost	Required	Date	•	Saved	Costs	Amount
Description	No commas or \$			•			
Delayed Costs							
Equipment			·	0.0	\$0	\$0	\$0
Buildings				0.0	\$0	. \$0	\$0
Other (as needed)		·		0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling			·	0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)	\$100	17-Dec-2003	10-Sep-2006	2.7	\$14	n/a	. \$14
	Estimated co	ost to adopt an	adequate plum	bina or	dinance or sen	vice agreemer	nt. The date
Notes for DELAYED costs			ition was docum				
			is the estimated			.	
	<u>L</u>				`		
Avoided Costs	ANNI	JALIZE [1] avoide	ed costs before ent	ering ite	m (except for one	e-time avoided co	osts)
Disposal				0.0	\$0	\$0	\$0
Personnel				0.0	\$0	. \$0	\$0
Inspection/Reporting/Sampling	·			0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]				0.0	\$0	\$0	. \$0
ONE-TIME avoided costs [3]				0.0	\$0,	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Notes for AVOIDED costs							
Approx. Cost of Compliance	\$100					TOTAL[\$14

	Screening Date	14-Dec-2005	Docket No. 2005-2046-PWS-E	PCW
	Respondent	Guss Lines dba Lines Ca	actus Grove Mobile Home Park	Policy Revision 2 (September 2002)
	Case ID No.	27649		PCW Revision May 19, 2005
Reg	. Ent. Reference No.	RN104103247		
		Public Water Supply		
		Amanda King-Zrubek		
	Violation Number			
	Primary Rule Cite(s)	30 1	Fex. Admin. Code § 290.46(e)	
	Secondary Rule Cite(s)			· ·
	Violation Description	water works operate	system under the direct supervision of a or at all times. Specifically, at the time o facility did not employ a licensed operate	f the
			Base	e Penalty \$1,000
>>	Environmental, Pro	perty and Human H	ealth Matrix	
	Release	Harm Major Moderate N	· Minor	
OR	Actual	Moderate I	WINO	
	Potential Potential	х	Percent 25%	
>>	Programmatic Matr	·iv		
	Falsification		Minor	
			Percent	
	adequate Matrix Notes result in po	ly trained and appropriate oor plant operation and extants which would exceed	under the direct supervision of an sely licensed water works operator may expose the public to significant amounts I levels that are protective of human sealth.	
			Adjustment	-\$750
		·	Base Penalty	Subtotal \$250
	Violation Events			
	Number of Violation	on Events 2		
	mark only one	daily X monthly X quarterly	Violation Base	Penalty \$500
	use a small x	semiannual annual single event		
		d on October 22, 2005 thre	nended based on the investigation ough the screening date of December 2005.	,
	Economic Benefit (EB) for this violation	Statutory Limit Te	est
	Estimated EE	3 Amount \$1,326	Violation Final Pena	lity Total \$625
		This violation	on Final Assessed Penalty (adjusted fo	or limits) \$625

	Ed	conomic E	Benefit Wo	rksh	eet		
Respondent	Guss Lines db	a Lines Cactu	s Grove Mobile	Home	Park		
Case ID No.	27649						
Reg. Ent. Reference No.	RN104103247						
Media [Statute]	Public Water 9	Supply				Percent	Years of
Violation No.		* * * *				Interest	Depreciation
						5.0	15
	Item .	Date	Final	Yrs	Interest	Onetime	EB
Item	Cost	Required	Date		Saved	Costs	Amount
Description	No commas or \$						
Delayed Costs							
Delayed Costs Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)	\$10,000	17-Dec-2003	11-Aug-2006	2.7	\$1,326	n/a	\$1,326
			alified plant ope	rator.		red is the date	
Notes for DELAYED costs			revious investiga				
		·	con	npliand	ce.		
1	L						
Avoided Costs	ANN	JALIZE [1] avoid	ed costs before ent	ering it	em (except for on	e-time avoided co	sts)
Disposal				0.0	\$0	\$0	\$0
Personnel				0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]	-			0.0	\$0	\$0	\$0
Other (as needed)	·			0.0	\$0	\$0	. \$0
,							
Notes for AVOIDED costs							
1							
Approx. Cost of Compliance	\$10,000					TOTAL[\$1,326
					****	<u>.</u>	-

	Screening Date			o. 2005-2046-PWS-E		PCW
		Guss Lines dba Lines	Cactus Grove Mol	oile Home Park	Policy Revisi	on 2 (September 2002
_	Case ID No.				PCW	Revision May 19, 200
₹e(J. Ent. Reference No.					
		Public Water Supply				
	Enf. Coordinator	Amanda King-Zrubek				
	Violation Number	<u> </u>				
	Primary Rule Cite(s)	30 Te	ex. Admin. Code §	290.41(c)(1)(F)		•
	Secondary Rule Cite(s)			Ţ		
	Violation Description	two. Specifically, at the	e time of the inves	ments for well numbers stigation, the facility fails for well numbers one a	ed to make	
				Ва	se Penalty	\$1,000
R	Environmental, Pro Release Actual Potential	pperty and Human Harm Major Moderate	Minor	Percent 5%	7	
		<u> </u>				
•	Programmatic Matr	rix			•	
	Falsification	Major Moderate	Minor	Danasat	٦	
	<u></u>			Percent]	
	Failure to	provide a capitary contr	ol essement for th	ne aroundwater source	1	
•	Matrix Notes could res	provide a sanitary contr sult in the exposure of a uld not exceed levels tha env	n insignificant am	ount of contaminants		
•	Matrix Notes could res	sult in the exposure of a ild not exceed levels tha	n insignificant am t are protective of	ount of contaminants	-\$950	
•	Matrix Notes could res	sult in the exposure of a ild not exceed levels tha	n insignificant am t are protective of	ount of contaminants human health and the		\$50
	Matrix Notes could res	sult in the exposure of a ild not exceed levels tha	n insignificant am t are protective of	ount of contaminants human health and the Adjustment		\$5
	Matrix Notes could result which wou	sult in the exposure of a ild not exceed levels tha env	n insignificant am t are protective of	ount of contaminants human health and the Adjustment		\$50
	Matrix Notes could result which would be with the would be which would be which would be which would be which would be with the would be which would be with the would be with	sult in the exposure of a ild not exceed levels tha env	n insignificant am t are protective of	ount of contaminants human health and the Adjustment		\$50
	Matrix Notes could result which would be with the would be which would be with the would be which would be with the would be which would be with the w	on Events 2 daily monthly quarterly semiannual	n insignificant am t are protective of	ount of contaminants human health and the Adjustment	y Subtotal	
	Matrix Notes could result which would result which would be with the world which would be with the world result of the which would be with the world result of the which would be with the world result of the which would be with the world result of the which would be with the world result of the which would be with the world result of the which would be with the world result of the wor	on Events 2	n insignificant am t are protective of	ount of contaminants human health and the Adjustment Base Penalt	y Subtotal	
	Violation Events Number of Violation ark only one use a small x	on Events 2 daily anothly quarterly semiannual annual	n insignificant am t are protective of ironment. well) are recomm	ount of contaminants human health and the Adjustment Base Penalt Violation Base	y Subtotal	
•	Violation Events Number of Violation ark only one use a small x	on Events 2 daily monthly quarterly semiannual annual single event X gle events (one for each investigation conductions)	n insignificant am it are protective of ironment. well) are recommeted on October 2	ount of contaminants human health and the Adjustment Base Penalt Violation Base	y Subtotal	
•	Violation Events Number of Violation mark only one use a small x Two sing	on Events 2 daily on another growth and another growth gr	n insignificant am it are protective of ironment. well) are recommeted on October 2	ount of contaminants human health and the Adjustment Base Penalty Violation Base Penalty 2, 2005.	y Subtotal	\$100
•	Violation Events Number of Violati mark only one use a small x Two sing	on Events 2 daily on another seminor of a s	well) are recommeted on October 2	Adjustment Adjustment Base Penalt Violation Base Pended based on the 2, 2005.	y Subtotal	\$100 \$100 \$125

Economic Benefit Worksheet Respondent Guss Lines dba Lines Cactus Grove Mobile Home Park Case ID No. 27649 Reg. Ent. Reference No. RN104103247 Media [Statute] Public Water Supply Percent Years of Violation No. 4 Interest Depreciation 5.0 Final Onetime Item Date Yrs Interest EΒ ltem Cost . Required Date Costs Saved Amount Description No commas or \$ **Delayed Costs** Equipment 0.0 \$0 \$0 \$0 Buildings 0.0 \$0 \$0 \$0 \$0 Other (as needed) 0.0 \$0 \$0 Engineering/construction 0.0 \$0 \$0 \$0 0.0 \$0 \$0 n/a \$500 17-Dec-2003 10-Oct-2006 Record Keeping System 2.8 \$70 n/a \$70 0.0 \$0 Training/Sampling n/a \$0 Remediation/Disposal 0.0 \$0 \$0 n/a Permit Costs 0.0 \$0 n/a \$0 0.0 \$0 \$0 Other (as needed) n/a Estimated cost to obtain a sanitary control easement or exception. The date required is the Notes for DELAYED costs date the violation was documented in a previous investigation. The final date is the estimated date of compliance. **Avoided Costs** ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs) Disposal \$0 0.0 \$0 \$0 \$0 Personnel Inspection/Reporting/Sampling 0.0 \$0 \$0 \$0 Supplies/equipment 0.0 \$0 \$0 \$0 Financial Assurance [2] 0.0 \$0 \$0 \$0 ONE-TIME avoided costs [3] 0.0 \$0 \$0 \$0 Other (as needed) 0.0 \$0 \$0 \$0 Notes for AVOIDED costs \$500 TOTAL \$70 Approx. Cost of Compliance

Screening Date	1/4-Dec-2005	ocket No. 2005-2046-PWS-E	PCW
-	Guss Lines dba Lines Cactus		Policy Revision 2 (September 2002)
Case ID No.			PCW Revision May 19, 2005
Reg. Ent. Reference No.	RN104103247		•
	Public Water Supply		
Enf. Coordinator			
Violation Number			
Primary Rule Cite(s)	30 Tex. Admin. Code §§	290.41(c)(3)(B), (c)(3)(J), and (c)(3)	3)(K)
Secondary Rule Cite(s)	And a second		
Violation Description	that extends a minimum of finished floor of the pump re sealing block extending at directions and a screened delevated so as to minimize Also, failed to seal the wel	ers one and two with the following: eighteen inches above the elevation or natural ground surface, a colleast three feet from the well casin casing vent, which is faced downwathe drawing of contaminants into the drawing of contaminants of a ling compound for well number one	n of the concrete g in all ard and and all all all all all all all all all al
		Bas	e Penalty \$1,000
>> Environmental. Pro	perty and Human Health	n Matrix	
Livitoimiontai, i 10	Harm	r matrix	
Release	Major Moderate Minor	=1	
OR Actual Potential	X	Percent 25%	
Potentiar			
>> Programmatic Matr	ix		
Falsification	Major Moderate Minor	-	-
		Percent	
		uld be exposed to a significant rels that are protective of human ironment.	
		Adjustment[-\$750
		Base Penalty	Subtotal \$250
		Base I charty	φ200
Violation Events			
Number of Violation	on Events 4		
- 	daily monthly quarterly semiannual annual single event	Violation Base	e Penalty \$1,000
	onthly events are recommende on conducted on October 22, 2 of December 14	2005 through the screening date	
Economic Benefit (I	EB) for this violation	Statutory Limit To	est
Estimated EB	Amount \$557	Violation Final Pena	alty Total \$1,250
	This violation Fir	nal Assessed Penalty (adjusted fo	or limits) \$1,250

	Ed	onomic B	enefit Wor	rkshe	eet		
Respondent	Guss Lines db	a Lines Cactus	Grove Mobile	Home	Park		
Case ID No.	27649		,				
Reg. Ent. Reference No.							
Media [Statute]	Public Water S	Supply				Percent	Years of
Violation No.	5					Interest	Depreciatio
						5.0	1
•	ltem	Date	Final	Yrs	Interest	Onetime	EB
Item	Cost	Required	Date		Saved	Costs	Amount
Description	No commas or \$	*					
Delayed Costs				,			
Equipment				0.0	\$0	\$0	\$
Buildings				0.0	\$0	\$0	\$
Other (as needed)				0.0	\$0	\$0	\$
Engineering/construction	\$3,000	17-Dec-2003	11-Aug-2006	2.7	\$27	\$530	\$55
Land				0.0	\$0	n/a	\$
Record Keeping System				0.0	\$0	n/a	9
Training/Sampling				0.0	\$0	n/a	9
Remediation/Disposal				0.0	\$0	n/a ·	\$
Permit Costs				0.0	\$0	n/a	\$
Other (as needed)				0.0	\$0	n/a	\$
Notes for DELAYED costs	least three for	eet from the exened casing v	ne required well terior well casin ent. The date re igation. The fin	ıg in all equired	directions, an	d to seal the w e violation was	ellhead and documented
Avoided Costs	ANNU	JALIZE [1] avoide	d costs before ent	ering ite	em (except for on	e-time avoided co	osts)
Disposal				0.0	\$0	\$0	\$
Personnel				0.0	\$0	. \$0	\$
Inspection/Reporting/Sampling			·	0.0	\$0	\$0	\$
Supplies/equipment				0.0	\$0	\$0	
Financial Assurance [2]				0.0	\$0	\$0	\$
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$
Other (as needed)				0.0	\$0	\$0	\$
Notes for AVOIDED costs							
Approx. Cost of Compliance	\$3,000					TOTAL	\$55

_	Date 14-Dec-2005		No. 2005-2046-PWS-E		PCW
Respor	ndent Guss Lines dba Lir	nes Cactus Grove N	Nobile Home Park	Policy Revisio	n 2 (September 2002
	D No. 27649	•		PCW F	Revision May 19, 2005
Reg. Ent. Reference					
-	a tute] Public Water Supp	-			
	nator Amanda King-Zrub	ek			•
Violation No	umber 6	•			
Primary Rule (Cite(s)	30 Tex. Admin. C	ode § 290.46(v)		
Secondary Rule (Cite(s)				
Violation Descr	iption Failure to install al	l water system elec or national elec	trical wiring in compliance ctrical codes.	e with local	
			Ва	se Penalty	\$1,000
Environmenta	al, Property and Hum	an Health Matri	x		
Re	Harm elease Major Moderate	e Minor			
₹	Actual		·	_	
F	Potential X		Percent 10%		
D	Natula				
Programmatio	CIMIATRIX ification Major Moderate	e Minor			
1 410	medion wells wederate		Percent	1	
				- -	
Hı	uman health or the environ	ment will or could b	e exposed to significant		
	ounts of pollutants which w				,
·	human health or environme	ental receptors as a	result of the violation.		
			Adjustment	-\$900	
		•	Base Penalt	v Subtotal	\$100
			Dase i chait	y odbiotai	Ψ10
Violation Ever	nts				•
	·			•	
Number of	Violation Events 1				
	daily	-			•
	monthly	=	•		
	only one quarterly X		Violation Ba	se Penalty	\$100
mark o					
	small x semiannual	4			
	annual				
	i				
use a	annual single event One quarterly event is rea			1	
use a	annual single event	05 through the scre			
use a	annual single event One quarterly event is rea				
use a	annual single event One quarterly event is rea	05 through the scre 14, 2005.] Test	
cor Economic Ber	onnual single event One quarterly event is renducted on October 22, 20	05 through the scre 14, 2005.	ening date of December		\$125
cor Economic Ber	One quarterly event is renducted on October 22, 20 nefit (EB) for this violated EB Amount \$22	05 through the scre 14, 2005. lation	Statutory Limit	nalty Total	\$125 \$125

Respondent							
		a Lines Cactus	s Grove Mobile	Home I	Park		
Case ID No.							
Reg. Ent. Reference No.					г	Davaget	Years of
Media [Statute] Violation No.		supply				Percent Interest	
Violation No.	O					5.0	Depreciation 15
	Item	Date	Final	Yrs	L. Interest	Onetime	EB
Item	Cost	Required	Date	113	Saved	Costs	Amount
Description	No commas or \$, ,	Date		Gaved	003(3	Amount
Delayed Costs							
Equipment				0.0	\$0	\$0	\$C
Buildings				0.0	\$0	\$0	\$C
Other (as needed)	\$400	22-Oct-2005	10-Sep-2006	0.9	\$1	\$24	\$25
Engineering/construction		,		0.0	\$0	\$0	\$0
Land		,		0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0
Notes for DELAYED costs			r install the elect equired is the industrial date of	vestiga	ation date. The		
Avoided Costs	ANNL	JALIZE [1] avoide	d costs before ent	ering ite	m (except for one	-time avoided co	osts)
Disposal				0.0	\$0	\$0	\$0
Personnel				0.0	\$0	\$0	\$0
nspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	. \$0	\$0
Notes for AVOIDED costs							•
ı	···			,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,			

Screening Date	14-Dec-2005	Docket No. 2005-2046-PWS-E	PCW
_		Cactus Grove Mobile Home Park	Policy Revision 2 (September 2002)
Case ID No.		and the state of t	PCW Revision May 19, 2005
Reg. Ent. Reference No.			
_	Public Water Supply		
	Amanda King-Zrubek		
Violation Number			<u> </u>
Duimant Dula Cita(a)	30 Te>	k. Admin. Code § 290.41(c)(3)(M)	
Primary Rule Cite(s) Secondary Rule Cite(s)			· 1
Secondary Rule Offe(s)			
Violation Description	numbers one and two	itable sampling tap on the discharge lines to facilitate the collection of samples for c ological analysis directly from the well.	
		Base	Penalty \$1,000
> Environmental, Pro	pperty and Human H	lealth Matrix	·
Release	Major Moderate	Minor	
OR Actual		B	
Potential	x	Percent 25%	
> Programmatic Matr	ix		
Falsification		Minor	•
		Percent	
Matrix Notes undet	ected resulting in the exp t amounts of pollutants w	each well may allow contaminants to go posure of the distribution system to which would exceed levels protective of an health.	7
		Adjustment [-\$750
		Base Penalty	Subtotal \$250
Malatan Familia	•		•
Violation Events			
Number of Violati	on Events 2		·
	<u> </u>	•	
	daily	,	
	monthly	Violation Base	Penalty \$500
mark only one use a small x	quarterly semiannual	. Violation base	Fenalty \$500
	annual		
İ	single event X		
Two sing		well) are recommended based on the ted on October 22, 2005.	
Economic Benefit (EB) for this violatio	n Statutory Limit Te	st
Estimated EE	3 Amount \$31	Violation Final Pena	Ity Total \$625
	This violati	on Final Assessed Penalty (adjusted fo	or limits) \$625

Respondent Gu Case ID No. 276 Reg. Ent. Reference No. RN Media [Statute] Pul Violation No. 7 Item Description No Delayed Costs Equipment Buildings Other (as needed) Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs	649 1104103247		Grove Mobile	Home I	Park		
Reg. Ent. Reference No. RN Media [Statute] Pul Violation No. 7 Item Description No Delayed Costs Equipment Buildings Other (as needed) Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed)	1104103247		_				
Media [Statute] Pul Violation No. 7 Item Description No Delayed Costs Equipment Buildings Other (as needed) Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed)							
Violation No. 7 Item Description No Delayed Costs Equipment Buildings Other (as needed) Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed)	blic Water S						
Item Description No Delayed Costs Equipment Buildings Other (as needed) Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed)		supply				Percent	Years of
Description No Delayed Costs Equipment Buildings Other (as needed) Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed)						Interest	Depreciation
Description No Delayed Costs Equipment Buildings Other (as needed) Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed)					L_	5.0	15
Description No Delayed Costs Equipment Buildings Other (as needed) Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed)	Item	Date	Final	Yrs	Interest	Onetime	EB
Delayed Costs Equipment Buildings Other (as needed) Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed)	Cost	Required	Date		Saved	Costs	Amount
Equipment Buildings Other (as needed) Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed)	commas or \$						
Buildings Other (as needed) Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed)							
Other (as needed) Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed)				0.0	\$0	\$0	\$0
Land Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed)				0.0	\$0	\$0	\$0
Record Keeping System Training/Sampling Remediation/Disposal Permit Costs Other (as needed)	\$500	22-Oct-2005	10-Sep-2006	0.9	\$1	\$29	\$31
Training/Sampling Remediation/Disposal Permit Costs Other (as needed)				0.0	\$0	n/a	\$0
Remediation/Disposal Permit Costs Other (as needed)				0.0	\$0	n/a	\$0
Permit Costs Other (as needed)				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0
· Introducement				0.0	\$0	n/a	\$0
Notes for DELAYED costs				0.0	\$0	n/a	\$0
			oviding a samp The final date				
Avoided Costs	ANNI	IAI IZE [1] avoide	d costs before ent	arina ita	m /excent for one	time avoided co	nete)
Disposal		JALIE [1] GVOIGE		0.0	\$0	\$0	\$0
Personnel				0.0	\$0	\$0	· \$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Notes for AVOIDED costs							
Approx, Cost of Compliance	\$500					TOTAL	\$31

	14-Dec-2005 Docket No. 2005-2046-PWS-E	PCW
Respondent Case ID No.	Guss Lines dba Lines Cactus Grove Mobile Home Park	Policy Revision 2 (September 2002)
Reg. Ent. Reference No.		PCW Revision May 19, 2005
_	Public Water Supply	
Enf. Coordinator	Amanda King-Zrubek	
Violation Number	8	
Primary Rule Cite(s)	30 Tex. Admin. Code § 290.41(c)(3)(N)	
Secondary Rule Cite(s)		
Violation Description	Failure to install a flow meter on each well pump discharge line to water usage records and to assist in more efficient system ope	
	Base	Penalty \$1,000
> Environmental, Pro	perty and Human Health Matrix	
Release	Harm Major Moderate Minor	,
R Actual	Major Moderate Militor	•
Potential	x Percent 5%	
Programmatic Mate	ix	
Falsification	Major Moderate Minor	
	Percent	
Matrix Notes supply be	to provide a flow meter can contribute to an inadequate water cause the operator cannot make the necessary production and calculations to ensure a continuous and safe water supply.	
l 	Adjustment	-\$950
	Base Penalty 9	Subtotal \$50
	•	
Violation Events		1
Violation Events Number of Violati	on Events 2	
Number of Violati mark only one use a small x	daily	
Number of Violati mark only one use a small x	daily daily violation Base	
Number of Violati mark only one use a small x Two sing	daily monthly quarterly Violation Base semiannual annual single event x	Penalty \$100
Number of Violati mark only one use a small x Two sing	daily monthly quarterly semiannual single event X gle events (one for each well) are recommended based on the investigation conducted on October 22, 2005. EB) for this violation Statutory Limit Te	Penalty \$100

	Ec	onomic E	Benefit Wo	rkshe	et		
· •	Guss Lines db	a Lines Cactu	s Grove Mobile	Home !	Park		
Case ID No.							
Reg. Ent. Reference No.							
Media [Statute]		Supply				Percent	Years of
Violation No.	8					Interest	Depreciation
					L	5.0	15
14	Item	Date	Final	Yrs	Interest	Onetime	EB
Item	Cost	Required	Date		Saved	Costs	Amount
Description	No commas or \$	•					
Delayed Costs							·
Equipment	\$225	22-Oct-2005	10-Sep-2006	0.9	\$1	\$13	\$14
Buildings				0.0	\$0	\$0	\$0
Other (as needed)			-	0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	. \$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0
Notes for DELAYED costs	Estimated co		flow meter for final date is the				investigation
Avoided Costs	ANNL	JALIZE [1] avoide	ed costs before en	tering ite	em (except for one	-time avoided c	osts)
Disposal		,		0.0	\$0	\$0	\$0.
Personnel				0.0	. \$0	\$0	\$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Notes for AVOIDED costs							
Approx. Cost of Compliance	\$225					TOTAL	\$14
Approx. Cost of Compliance	ΨΖΖΟ					io:vr	Ψ14

	Screening Date	14-Dec-2005	Doc	ket No. 2005-2046-PWS-E		PCW
	Respondent	Guss Lines dba Lines C	Cactus Gro	ove Mobile Home Park	Policy Revi	sion 2 (September 2002)
	Case ID No.				PC	W Revision May 19, 2005
Reg	. Ent. Reference No.					
		Public Water Supply				
	Enf. Coordinator Violation Number	Amanda King-Zrubek		v		
	Violation Number		· 7			
	Primary Rule Cite(s)	30 Te:	x. Admin.	Code § 290.41(c)(3)(O)		
	Secondary Rule Cite(s)					
	Violation Description	prevent intruder acces lockable gates. Specif two was not protected b	ss or enclo ically, at the y an intrud possible c	in a lockable building that is despeed by an intruder resistant fer the time of the investigation, welder-resistant fence or a locked, contamination or damage to the respassers.	ice with I number ventilated	
				Base	e Penalty[\$1,000
>>	Environmental, Pro	pperty and Human F Harm Major Moderate	lealth M	latrix		
OR	Actual			Percent 25%	*	
	Potential	X		Percent 25%		
>>	Programmatic Mat	rix				
	Falsification	Major Moderate	Minor			
				Percent		
	Matrix Notes expos	e the public to a significa	nt amount	ction for the water wells could t of pollutants which would n health or the environment.		
				Adjustment [-\$750	
	•			Base Penalty	Subtotal	\$250
	Violation Events					
	Number of Violati	on Events 2				
	mark only one use a small x	daily monthly X quarterly semiannual annual single event		Violation Base	e Penalty [\$500
		d on October 22, 2005 th		pased on the investigation screening date of December		
	Economic Benefit (EB) for this violatio	n	Statutory Limit Te	est	
	Estimated El	3 Amount \$278		Violation Final Pena	alty Total	\$625
	,	This violat	ion Final	Assessed Penalty (adjusted for	or limits)	\$625

	Ed	conomic B	enefit Wo	rkshe	eet		
Respondent	Guss Lines db	a Lines Cactus	Grove Mobile	Home	Park	•	
Case ID No.	27649						
Reg. Ent. Reference No.	RN104103247	•					
Media [Statute]						Percent	Years of
Violation No.						Interest	Depreciation
			*			5.0	15
	ltem	Date	Final	Yrs	Interest	Onetime	EB
Item	Cost	Required	Date		Saved	Costs	Amount
Description	No commas or \$				•		
Delayed Costs							
Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)	\$1,500	17-Dec-2003	11-Aug-2006	2.7	\$13	\$265	\$278
Engineering/construction		·		0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0
Notes for DELAYED costs			ne intruder-resis a previous inve con		on. The final d		
•							3
Avoided Costs	ANNU	JALIZE [1] avoide	d costs before ent	ering ite	em (except for one	e-time avoided co	osts)
Disposal				0.0	\$0	\$0	\$0
Personnel				0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
			······································				
Notes for AVOIDED costs							
Approx. Cost of Compliance	\$1,500					TOTAL	\$278
Approx. Goat of Compliance	Ψ1,500					וסותנ	Ψ2.10]

Screening Date	14-Dec-2005	Docket No	. 2005-2046-PWS-E		PCW
	Guss Lines dba Lines Ca	actus Grove Mob	ile Home Park	Policy Revi	ision 2 (September 2002)
Case ID No.	27649			PC	W Revision May 19, 2005
Reg. Ent. Reference No.	RN104103247				
	Public Water Supply				
Enf. Coordinator					
Violation Number	10				
Primary Rule Cite(s) Secondary Rule Cite(s)	30 Tex. Admir	n. Code §§ 290.1	21(a) and 290.46(n)(2)		
Violation Description	maintain a map of the o				
			Base	Penalty[\$1,000
>> Environmental, Pro	perty and Human H Harm Major Moderate i	ealth Matrix			
OR Actual Potential			Percent		
	•		•		
>> Programmatic Matr					
Falsification	Major Moderate M	Minor	Percent 10%		
Matrix Notes	100% of the rule rec	quirement was no	t met.		
			Adjustment [-\$900	
			Base Penalty	Subtotal [\$100
Violation Events					
Number of Violation	on Events 1	•			
mark only one use a small x	daily		Violation Base	Penalty	\$100
	annual X				
One single	e event is recommended on Octob	based on the inv er 22, 2005.	estigation conducted		
Economic Benefit (I	EB) for this violation	n	Statutory Limit Te	est	
Estimated EB	Amount \$10		Violation Final Pena	ity Total	\$125
	This violation	on Final Assess	ed Penalty (adjusted fo	or limits)	\$125

Respondent	EC	conomic E	Benefit Wo	rkshe	et		
ixoaponuent	Guss Lines db	a Lines Cactus	s Grove Mobile	Home F	⊃ark		·
Case ID No.					٠		
Reg. Ent. Reference No.	RN104103247						
Media [Statute]		Supply				Percent	Years of
Violation No.	10					Interest	Depreciation
•						5.0	15
	Item	Date	Final	Yrs	Interest	Onetime	EB
Item	Cost	Required	Date		Saved	Costs	Amount
Description	No commas or \$						
Delayed Costs							
Equipment				0.0	\$0	\$0	\$(
Buildings				0.0	\$0	\$0	\$(
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$(
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$(
Training/Sampling				0.0	\$0	n/a	, \$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)	\$250	22-Oct-2005	11-Aug-2006	0.8	\$10	n/a	\$10
Notes for DELAYED costs		ap of the wate	op and impleme r system. The te is the estimat	date red	quired is the in	vestigation da	
Avoided Costs	ANNL	JALIZE [1] avoide	d costs before ent			······································	
Disposal	ANNU	JALIZE [1] avoide	d costs before ent	0.0	\$0	\$0	\$C
Disposal Personnel	ANNU	JALIZE [1] avoide	d costs before ent	0.0	\$0 \$0	\$0 \$0	\$0 \$0
Disposal Personnel nspection/Reporting/Sampling	ANNU	JALIZE [1] avoide	d costs before ent	0.0 0.0 0.0	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0
Disposal Personnel nspection/Reporting/Sampling Supplies/equipment	ANNU	JALIZE [1] avoide	d costs before ent	0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0
Disposal Personnel nspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	ANNU	JALIZE [1] avoide	d costs before ent	0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Disposal Personnel nspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	ANNI	JALIZE [1] avoide	d costs before ent	0.0 0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	ANNU	JALIZE [1] avoide	d costs before ent	0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0	\$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	ANNU	JALIZE [1] avoide	d costs before ent	0.0 0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0

Screening Date	14-Dec-2005 Docket No. 2005-20	046-PWS-E PCW
Respondent	Guss Lines dba Lines Cactus Grove Mobile Home	
Case ID No.		PCW Revision May 19, 2005
Reg. Ent. Reference No.	RN104103247	
	Public Water Supply	
	Amanda King-Zrubek	
Violation Number		
Primary Rule Cite(s)	30 Tex. Admin. Code § 290.46	6(t)
Secondary Rule Cite(s)		
Violation Description	Failure to post a legible sign at each production, t facility by each community syst	
		Base Penalty \$1,000
>> Environmental, Pro	perty and Human Health Matrix	
	Harm	!
Release OR Actual	Major Moderate Minor	
Potential	Percel	nt
		
>> Programmatic Matr		
Falsification	Major Moderate Minor X Percei	nt 10%
<u> </u>	X TOTAL	1070]
Matrix Notes	100% of the rule requirement was not met.	
		Adjustment -\$900
	1	Base Penalty Subtotal \$100
Violation Events		
Number of Violation	on Events 1	
,		
	daily monthly	
mark only one		iolation Base Penalty \$100
use a small x	semiannual	
	annual X	
1	Single event	
One singl	e event is recommended based on the investigation on October 22, 2005.	conducted
Economic Benefit (EB) for this violation Statute	ory Limit Test
Estimated EE	Amount \$2 Violation	on Final Penalty Total \$125
	This violation Final Assessed Penalt	y (adjusted for limits) \$125
		, (,

	Ec	onomic B	enefit Wo	rksh	eet		
		a Lines Cactus	s Grove Mobile	Home	Park		
Case ID No.						•	-
Reg. Ent. Reference No.							
Media [Statute]		Supply				Percent	Years of
Violation No.	11					Interest	Depreciation
•					L	5.0	
	Item	Date	Final	Yrs	Interest	Onetime	EB
Item	Cost	Required	Date		Saved	Costs	Amount
Description	No commas or \$		•				
D. J 1 O 1							
Delayed Costs					00	00	40
Equipment				0.0	\$0	\$0 \$0	\$0
Buildings				0.0	\$0 \$0	\$0 \$0	\$0 **O
Other (as needed)	<u></u>			0.0		φυ \$0	\$0 \$0
Engineering/construction				0.0	\$0 \$0		\$0
Land				0.0	\$0 \$0	n/a	\$0 \$0
Record Keeping System				0.0	\$0 \$0	n/a n/a	\$0 \$0
Training/Sampling Remediation/Disposal				0.0	. \$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0 \$0
Other (as needed)	\$50	22-Oct-2005	11-Aug-2006	0.8	\$2	n/a	\$2
Other (as needed)				<u> </u>			
Notes for DELAYED costs	Estimated cos	st to post a legi	ble system ow	nersnip	o sign at the we the estimated da	ii site. The da	te required is
***	นเยแ	ivesilgation da	ite. The imal u	316 12 1	ine estimated da	ate of compilar	ice.
Avoided Costs	ANNU	JALIZE [1] avoide	d costs before en		em (except for one		
Disposal				0.0	\$0	\$0	\$0
Personnel				0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0 #0	\$0	\$0
Financial Assurance [2]				0.0	\$0 \$0	\$0	\$0 \$0
ONE-TIME avoided costs [3]				0.0	\$0 \$0	\$0 \$0	\$0
Other (as needed)				0.0	\$U]	\$0	\$0
Notes for AVOIDED costs							
г	1						
Approx: Cost of Compliance	\$50					TOTAL	\$2

Screening D	ate 14-Dec-2005	WS-E PCW
	ent Guss Lines dba Lines Cactus Grove Mobile Home Park	Policy Revision 2 (September 2002)
Case ID		PCW Revision May 19, 2005
Reg. Ent. Reference		
	te] Public Water Supply	
Violation Num	tor Amanda King-Zrubek ber 12	
·		
Primary Rule Cit	30 Tex. Admin. Code §§ 290.46(n)(1) and ((n)(3)
Secondary Rule Cit		· ·
Violation Descript	Failed to keep on file and make available for commission and up-to-date as-built plans or records, drawings and each treatment plant, pump station and storage tank are available for review copies of well completion data	specifications for and failed to make
		Base Penalty \$1,000
Environmental,	Property and Human Health Matrix	
Rele	Harm	
	ISE Major Moderate Minor	
Pote		
Programmatic N	latrix	
_Falsifica		<u></u>
	X Percent	10%
Matrix Notes	100% of the rule requirement was not met.	
Matrix Notes	100% of the full requirement was not met.	
	Adjus	stment -\$900
	Base	Penalty Subtotal \$100
Violation Events		
Number of Vi	olation Events 1	
	daily	
	monthly	
mark only		ion Base Penalty \$100
use a sm	all x semiannual annual	
	single event X	
One s	ingle event is recommended based on the investigation cond on October 22, 2005.	lucted
Economic Rono	it (EB) for this violation Statutory L	imit Tost
Economic Delle	otalulory L	mint 169t
Estimate	I EB Amount \$338 Violation Fi	nal Penalty Total \$125
		ì
	This violation Final Assessed Penalty (ad	justed for limits) \$125

	Ec	onomic B	enefit Wo	rkshe	et		
	Guss Lines db	a Lines Cactus	s Grove Mobile	Home I	Park		
Case ID No.							
Reg. Ent. Reference No.	RN104103247						
Media [Statute]	Public Water S	Supply				Percent	Years of
Violation No.	12				-	Interest	Depreciation
					L	5.0	15
	Item	Date	Final	Yrs	Interest	Onetime	EB
Item	Cost	Required	Date		Saved	Costs	Amount
Description	No commas or \$						
Delayed Costs							
Equipment				0.0	\$0	\$0	\$0
Buildings	<u> </u>			0.0	\$0	\$0	\$(
Other (as needed)	[0.0	\$0	\$0	. \$0
Engineering/construction		22-Oct-2005	10-Oct-2006	1.0	\$16	\$322	\$338
Land				0.0	\$0	n/a	\$(
Record Keeping System		•		0.0	\$0	n/a	\$(
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	· \$0
Notes for DELAYED costs			nd submit "as-b ll. The date re the estimated	quired i	s the investigat		
Avoided Costs	ANNL	JALIZE [1] avoide	d costs before en				i
	4		1 1		\$0	\$0	
Disposal				0.0			\$0
Personnel				0.0	\$0	\$0	\$0
Personnel Inspection/Reporting/Sampling				0.0	\$0 \$0	\$0 \$0	\$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/equipment				0.0 0.0 0.0	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]				0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/equipment				0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]				0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]				0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0

	Screening Date	14-Dec-2005	Docket No. 2005-2046-PWS-E	PCW
			actus Grove Mobile Home Park	Policy Revision 2 (September 2002)
	Case ID No.	27649		PCW Revision May 19, 2005
Reg. E	nt. Reference No.			
		Public Water Supply		
		Amanda King-Zrubek		•
	Violation Number			
	Primary Rule Cite(s)	30 Te	x. Admin. Code § 290.46(m)(1)	
Se	condary Rule Cite(s)		AND THE STREET WAS AND THE STREE	•
١	/iolation Description	Failure to conduct	an annual inspection of the pressure tan	ks.
			Base	e Penalty \$1,000
>> E	nvironmental, Pro	perty and Human H	ealth Matrix	
		Harm	•	
OR	Release Actual	Major Moderate M	<u>Minor</u>	
OK .	Potential	х .	Percent 25%	
>> P	rogrammatic Matı	'ix		
	Falsification	Major Moderate M	Minor	
		<u> </u>	Percent	
	latrix Notes failure an	d compromise the system	s at least annually could result in tank o's ability to provide water which could	
IVI	result in a		ntaminants exceeding levels protective buted for human consumption.	•
			Adjustment [-\$750
•	•		Base Penalty	Subtotal \$250
V	iolation Events	•		•
	Number of Violati	on Events 2		
			·	
	mark only one use a small x	daily monthly quarterly	Violation Base	Penalty \$500
	use a sman x	annual X single event		
		anks in the 12 months pre	nded based on failing to inspect two ceding the investigation conducted on 22, 2005.	
E	conomic Benefit (EB) for this violation	n Statutory Limit Te	est
			·-	<u> </u>
	· Estimated EE	3 Amount \$18	Violation Final Pena	ilty Total \$625
		This violation	on Final Assessed Penalty (adjusted fo	or limits) \$625
		•		

	Ed	conomic B	enefit Wo	kshe	eet		•
Respondent Guss Lines dba Lines Cactus Grove Mobile Home Park							
Case ID No.	27649						
Reg. Ent. Reference No.					<u></u>		
Media [Statute]		Supply				Percent	Years of
Violation No.	13					Interest	Depreciation
·	·					5.0	15
	ltem	Date	Final	Yrs	Interest	Onetime	EB
Item	Cost	Required	Date		Saved	Costs	Amount
Description	No commas or \$						
Delayed Costs							
Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling	\$200	22-Oct-2004	11-Aug-2006	1.8	\$18	n/a	\$18
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0
Notes for DELAYED costs			t an annual tan onths preceding estimated da	the in	vestigation date		
Avoided Costs	ANNI	JALIZE [1] avoide	d costs before ent	ering ite	em (except for one	-time avoided co	sts)
Disposal				0.0	\$0	\$0	\$0
Personnel				0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling		·		0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	- \$0	\$0
Notes for AVOIDED costs							
Approx. Cost of Compliance	\$200	·				TOTAL[\$18

Screening Date	14-Dec-2005	Docket No. 2005-2046-PWS-E	PCW
	Guss Lines dba Lines Cactus	Grove Mobile Home Park	Policy Revision 2 (September 2002)
Case ID No.			PCW Revision May 19, 2005
Reg. Ent. Reference No.			
	Public Water Supply		
Violation Number	Amanda King-Zrubek		
	'	in. Code § 290.45(b)(1)(E)(ii)	
Primary Rule Cite(s)		3 200.00(2)(1)(1)(1)	
Secondary Rule Cite(s)			
Violation Description	Specifically, at the time of to provided was 180 gallons.	e tank capacity of 50 gallons per countries the investigation, the pressure tank Based on the number of connection at the atotal storage capacity of 2,000	storage ons, the
		Bas	se Penalty \$1,000
Environmental, Pro	perty and Human Healt	h Matrix	
.	Harm		
Release Actual	Major Moderate Minor		
Potential	X	Percent 25%	
			,
Programmatic Mat			
Falsification	Major Moderate Minor	Percent	
			_
Matrix Notes outages	and back flow problems and n	% deficient) could result in water nay allow a significant amount of which could exceed levels that are nan health.	
Matrix Notes outages	and back flow problems and nants to enter the water supply water	nay allow a significant amount of which could exceed levels that are	-\$750
Matrix Notes outages	and back flow problems and nants to enter the water supply water	nay allow a significant amount of which could exceed levels that are nan health.	
Matrix Notes outages	and back flow problems and nants to enter the water supply water	nay allow a significant amount of which could exceed levels that are nan health. Adjustment	
Matrix Notes contamina	and back flow problems and nants to enter the water supply water for hum	nay allow a significant amount of which could exceed levels that are nan health. Adjustment	
Matrix Notes outages contaminated violation Events	and back flow problems and nants to enter the water supply water for hum	nay allow a significant amount of which could exceed levels that are nan health. Adjustment	y Subtotal \$250
Violation Events Number of Violation ark only one use a small x	and back flow problems and mants to enter the water supply a protective of hum protective of hum and any and any any and any any any any any any any any any any	nay allow a significant amount of which could exceed levels that are nan health. Adjustment Base Penalty Violation Base ded based on the investigation in the screening date of December	y Subtotal \$250
Violation Events Number of Violation ark only one use a small x Two neconducted.	and back flow problems and mants to enter the water supply a protective of hum protective of hum all single event annual single event are recommenced on October 22, 2005 through	nay allow a significant amount of which could exceed levels that are nan health. Adjustment Base Penalty Violation Base ded based on the investigation in the screening date of December	y Subtotal \$250
Violation Events Number of Violation ark only one use a small x Two neconducted.	and back flow problems and mants to enter the water supply a protective of hum protective of hum protective of hum protective of hum protective of hum protective of hum all protective of hum p	ray allow a significant amount of which could exceed levels that are nan health. Adjustment Base Penalty Violation Base ded based on the investigation in the screening date of December 5.	se Penalty \$500

	Ed	onomic E	Benefit Wo	rksh	eet		
	Guss Lines db	a Lines Cactu	s Grove Mobile	Home	Park		
Case ID No.							
Reg. Ent. Reference No.					-		
Media [Statute]		Supply		·		Percent	Years of
Violation No.	14						Depreciation
•					1	5.0	15
	Item	Date	Final	Yrs	Interest	Onetime	EB
Item	Cost	Required	Date		Saved	Costs	Amount
Description	No commas or \$						
Delayed Costs	(Time						
Equipment	\$2,000	22-Oct-2005	08-Jan-2007	1.2	\$8	\$162	\$170
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling		•		0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a į	\$0
Notes to BELAYER	Estimated	cost to provid	e adequate pre	ssure t	ank capacity.	The date requir	ed is the
Notes for DELAYED costs	inv	estigation date	e. The final dat	e is the	e estimated date	e of compliance	e.
I	L						
Avoided Costs	ΔΝΝΙ	IAI IZE [1] avoide	nd costs hafora an	torina ita	em (except for one	a-time avoided co	ete)
Disposal		7 (2.12.12)		0.0	\$0	\$0	\$0
Personnel		<u> , </u>		0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
	<u></u>		<u> </u>	0.01	ΨΟΊ	ΨΟΙ	
Notes for AVOIDED costs							•
The state of the s				<u> </u>			
Approx. Cost of Compliance	\$2,000					TOTAL	\$170
Good of Gottibilation	Ψ2,000				•	.0.,,,,,	φιισ

	Screening Date	14-Dec-2005 Docket No. 2005-2046-PWS-E	PCW
	-		sion 2 (September 2002)
	Case ID No.	•	W Revision May 19, 2005
Reg.	Ent. Reference No.	RN104103247	
	Media [Statute]	Public Water Supply	
	Enf. Coordinator	Amanda King-Zrubek	
	Violation Number	15	
	Primary Rule Cite(s)	30 Tex. Admin. Code §§ 290.109(c)(2)(A)(ii) and 290.122(c)(2)(A)	
5	Secondary Rule Cite(s)	Tex. Health & Safety Code § 341,033(d)	
	Violation Description	Failure to collect and submit monthly water samples for bacteriological analysis for the months of July, August, September, and October 2005 and failure to provide public notification for the failure to collect water samples for the months of July, August, September, and October 2005.	
		Base Penalty [\$1,000
>>	Environmental, Pro	perty and Human Health Matrix	and the second s
		Harm	
00	Release	Major Moderate Minor	
OR	Actual Potential	x Percent 25%	***************************************
	, 515111311		
>>	Programmatic Matr	ix	
	Falsification	Major Moderate Minor Percent	
		Fercent	
	Matrix Notes Failure to	sample may allow undetected contaminants to be distributed to the public resulting in illness.	
		Adjustment -\$750	
		:	
		Base Penalty Subtotal	\$250
	Violation Events		TOTAL PROPERTY AND ADDRESS OF THE PROPERTY ADDRESS OF THE PROPERTY AND ADDRESS OF THE PROPERTY AND ADDRESS OF THE PROPERTY AND ADDRESS OF THE PROPERTY AND ADDRESS OF THE PROPERTY AND ADDRESS OF THE PROPERTY AND ADDRESS OF THE PROPERTY ADDRESS OF THE PROPERTY AND ADDRESS OF THE PROPERTY ADDRESS OF THE PROPERTY ADDRESS OF THE PROPERTY ADDRESS OF THE PROPERTY ADDRESS OF THE PROPERTY ADDRESS OF THE PROPERTY ADDRESS OF THE PROPERTY ADDRESS OF THE PROPERTY ADDRESS OF THE PROPERTY ADDRESS OF THE PROPERTY ADDRESS OF THE PROPERTY ADDRESS OF THE PROPERTY ADDRESS OF THE PROPERTY ADDRESS OF THE PROPERTY ADDRESS OF THE PROP
	Number of Violation	on Events 4	
		dailymonthly	
	mark only one	quarterly Violation Base Penalty	\$1,000
	use a small x	semiannual annual	***************************************
		single event	
	-		
•		nthly events are recommended based on the months that the ent failed to collect and submit the required water samples and post public notice.	
	Economic Benefit (EB) for this violation Statutory Limit Test	
	Estimated E	Amount \$37 Violation Final Penalty Total	\$1,250
		This violation Final Assessed Penalty (adjusted for limits)	\$1,250

*	Ed	onomic B	enefit Wo	rkshe	et		
-	Guss Lines db	a Lines Cactus	s Grove Mobile	Home I	Park		
Case ID No.							
Reg. Ent. Reference No.			•		-		
Media [Statute]		Supply				Percent	Years of
Violation No.	15					Interest	Depreciation
					L	5.0	15
	Item	Date	Final	Yrs	Interest	Onetime	EB
Item	Cost	Required	Date		Saved	Costs	Amount
Description	No commas or \$	•					
Delayed Costs							
Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)	·			0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling	\$750	31-Jul-2005	22-Jul-2006	1.0	\$37	n/a	\$37
Remediation/Disposal	·			0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0
Notes for DELAYED costs		c notification. I	d submit month Date required is date is the estir	the da	te when the firs	st sample was	
Avoided Costs	ANNU	JALIZE [1] avoide	ed costs before en	terina ite	m (except for one	-time avoided co	osts)
Disposal				0.0	\$0	\$0	<u>\$</u>
Personnel				0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]			AND THE PROPERTY OF THE PROPER	0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	. \$0
Other (as needed)				0.0	\$0	\$0	\$0
other (as needed)				L_0.01_			
Notes for AVOIDED costs							
Approx. Cost of Compliance	\$750					TOTAL	\$37

			•
Screening Date		Docket No. 2005-2046-PWS-E	PCW
-		actus Grove Mobile Home Park	Policy Revision 2 (September 2002)
Case ID No.			PCW Revision May 19, 2005
Reg. Ent. Reference No.			
	Public Water Supply		
Violation Number	Amanda King-Zrubek	•	
Violation Number	<u> </u>	2 000 54(-V0) 1 T W-1- 0-1- C	r 700
Primary Rule Cite(s)	30 Tex. Admin. Code	e § 290.51(a)(3) and Tex. Water Code §	5.702
Secondary Rule Cite(s)			
Violation Description		c Health Service Fee for fiscal year 2005 ministration Account No. 90220038).	(TCEQ
	·	Base	Penalty \$1,000
> Environmental, Pro	perty and Human H	ealth Matrix	
	Harm		
Release OR Actual	Major Moderate N	<u>/linor</u>	
Potential		Percent	
	-		
Programmatic Matr Falsification		Ain an	•
Palsilication	Major Moderate N	Ainor Percent	
	<u> </u>		
Matrix Notes No adn		mmended because the penalty and ssed at the next billing.	•
		Adjustment [-\$1,000
		Base Penalty	Subtotal \$0
Violation Events			
Number of Violati	on Events		
	daily	•	•
	monthly		
mark only one	quarterly	Violation Base	Penalty \$0
use a small x	semiannual annual		
	single event		
-	-		•
Economic Benefit (EB) for this violatior	Statutory Limit Te	est
Estimated EE	3 Amount \$0	Violation Final Pena	lty Total \$0
	This violation	on Final Assessed Penalty (adjusted fo	or limits) \$0
A CONTRACTOR OF THE PROPERTY O			

. .

Economic Benefit Worksheet Respondent Guss Lines dba Lines Cactus Grove Mobile Home Park Case ID No. 27649 Reg. Ent. Reference No. RN104103247 Media [Statute] Public Water Supply Percent Years of Violation No. 16 Interest Depreciation 5.0 EB Item Date Final Interest Onetime Item Cost Required Date Saved Costs Amount Description No commas or \$ **Delayed Costs** 0.0 \$0 \$0 \$0 Equipment Buildings 0.0 \$0 \$0 \$0 Other (as needed) 0.0 \$0 \$0 \$0 \$0 0.0 \$0 \$0 Engineering/construction 0.0 \$0 n/a \$0 Land 0.0 \$0 n/a \$0 Record Keeping System Training/Sampling 0.0 \$0 n/a \$0 \$0 \$0 Remediation/Disposal 0.0 n/a \$0 Permit Costs 0.0 \$0 n/a Other (as needed) 0.0 \$0 n/a \$0 N/A Notes for DELAYED costs ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs) **Avoided Costs** \$0 Disposal 0.0 \$0 Personnel 0.0 \$0 \$0 \$0 \$0 \$0 \$0 Inspection/Reporting/Sampling 0.0 \$0 Supplies/equipment 0.0 \$0 \$0 Financial Assurance [2] 0.0 \$0 \$0 \$0 ONE-TIME avoided costs [3] 0.0 \$0 \$0 \$0 Other (as needed) 0.0 \$0 \$0 \$0 Notes for AVOIDED costs N/A TOTAL \$0 \$0 Approx. Cost of Compliance

Compliance History

Custom	er/Respondent/Owner-Operator:	CN602540684	LINES, GUSS	Classification:	Rating:
Regulat	ed Entity:	RN104103247	LINES CACTUS GROVE	MHP Classification:	Site Rating:
ID Numl	ber(s):	PUBLIC WATER	SYSTEM/SUPPLY	REGISTRATION	0220038
Location	:	2408 W HIGHWA	Y 90, BREWSTER COUNT	Y	
TCEQ F	Region:	REGION 06 - EL	PASO		
Date Co	mpliance History Prepared:	January 06, 2006	i		
Agency	Decision Requiring Compliance I	History: Enforcement			
Complia	nce Period:	January 06, 2001	to January 06, 2006		
TCEQ S	staff Member to Contact for Additi	onal Information Regarding t	his Compliance History		
Name:	Amanda King-Zrubek	Ph	one: (512) 239-0824		
		Site C	ompliance History Com	ponents	
1. Has ti	ne site been in existence and/or o	operation for the full five year	compliance period?	Yes	
2. Has th	nere been a (known) change in o	wnership of the site during th	e compliance period?	No	
3. If Yes	, who is the current owner?			N/A	
4. if Yes	s, who was/were the prior owner(s)?		N/A	
5. Wher	n did the change(s) in ownership	occur?		N/A	
Compo	nents (Multimedia) for the	Site :			
A.	Final Enforcement Orders, cou	urt judgements, and consent	decrees of the state of Texas	s and the federal government.	
	N/A				
В.	Any criminal convictions of the	state of Texas and the feder	ral government.		
	N/A				
C.	Chronic excessive emissions e	events.			
	N/A				
D	The approval dates of investiga	ations. (CCEDS Inv. Track. N	lo.)		,
	1 10/31/2005 (4398	86)			
	2 10/24/2005 (4397)				
	3 11/30/2005 (4382	•			
	4 01/30/2004 (2598)				
	5 10/03/2005 (4398	•			
	6 12/15/2005 (4399)	•			
	7 12/01/2005 (4398	94)		_	
Ξ.	Written notices of violations (N	OV). (CCEDS Inv. Track. No).)	·	·
	Date: 10/31/2005 (4	439886)			
	Self Report? NO			ication: Moderate	
		AC Chapter 290, SubChapte HC Chapter 341, SubChapte			
		re to collect any routine mor			
	Self Report? NO		Classif	ication: Moderate	
	Citation: 30 T/	AC Chapter 290, SubChapte ire to post a PN for not collec		samples in 09/2005.	
	Date: 10/24/2005 (4	439780)			
	Self Report? NO		Classif	ication: Moderate	
	Citation: 30 TA	AC Chapter 290, SubChapte HC Chapter 341, SubChapte	er A 341.033(d)	·	
	Description: Failu	re to collect any routine mon	- ,	Conflicte Manda and	
	Self Report? NO		Classif	ication: Moderate	

Citation:

30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A)

Description:

Failure to post a PN for not collecting any routine monitoring samples in 07/2005.

Classification: Moderate

Classification: Moderate

Classification: Moderate

Classification: Moderate

Classification: Minor

Classification: Major

Classification: Moderate

Classification: Moderate

Classification: Minor

Classification: Minor

Classification: Minor

Classification: Minor

Date: 12/01/2005

(439894)

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter F 290.109(c)(2)(A)(ii)

5A THC Chapter 341, SubChapter A 341.033(d)

Description:

Failure to collect any routine monitoring samples in 10/2005.

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A)

Description:

Failure to post a PN for not collecting any routine monitoring samples in 10/2005.

Date: 10/03/2005

(439884)

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter F 290.109(c)(2)(A)(ii)

5A THC Chapter 341, SubChapter A 341.033(d)

Description:

Failure to collect any routine monitoring samples in 08/2005.

Self Report? NO

30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A)

Citation: Description:

Failure to post a PN for not collecting any routine monitoring samples in 08/2005.

Date: 01/30/2004

(259828)

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter F 290.110(d)(3)(C)(i)

30 TAC Chapter 290, SubChapter F 290.110(d)(3)(C)(ii) 30 TAC Chapter 290, SubChapter F 290.110(d)(4)(C)(i) 30 TAC Chapter 290, SubChapter F 290.110(d)(4)(C)(ii)

Description:

Failure to possess a chlorine test kit which uses the DPD method to determine the free chlorine residual at various locations to ensure the proper chlorine residual is being

maintained throughout the distribution system.

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter D 290.42(e)(3)(A)

Description:

Failure to provide mechanical chlorination equipment to provide continuous disinfection

of all water, as per agency's requirements.

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter D 290.46(i)

Description:

Failure to maintain a service agreement between the regulated entity and each water

customer.

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter D 290.46(e)[G]

Description:

Failure to be under the direct supervision of a certified water works operator at all times. A valid certificate of competency issued under the direction of the Texas Commission on

Environmental Quality is required.

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter D 290.41(c)(1)(F)

Description:

Failure to make available sanitary control easements for wells #1 and 2, at the time of

inspection.

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter D 290.41(c)(3)(J)

30 TAC Chapter 290, SubChapter D 290.41(c)(4)(D) 30 TAC Chapter 290, SubChapter D 290.41(d)(3)(C)

Description:

Failure to provide each well with a concrete sealing block extending at least 3 feet from

the exterior well casing in all directions.

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter D 290.41(c)(3)(B)

30 TAC Chapter 290, SubChapter D 290.41(c)(4)(A) 30 TAC Chapter 290, SubChapter D 290.41(d)(3)[G]

Description:

Failure to provide a well casing 18 inches above the elevation of the finished floor of the pump house or natural ground surface with a minimum of one inch above the sealing

block or pump motor foundation block.

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter D 290.41(c)(3)(K)

30 TAC Chapter 290, SubChapter D 290.41(c)(4)(B)

30 TAC Chapter 290, SubChapter D 290,41(c)(4)(E)

30 TAC Chapter 290, SubChapter D 290.41(d)(3)[G]

At well #1, failure to seal the wellhead with the use of gaskets or a pliable crack-Description:

resistant caulking compound.

Self Report? NO

30 TAC Chapter 290, SubChapter D 290.41(c)(3)(K) Citation:

> 30 TAC Chapter 290, SubChapter D 290.41(c)(4)(B) 30 TAC Chapter 290, SubChapter D 290.41(d)(3)(F)

Description: Failure to provide each well with a screened casing vent.

Self Report? NO

Citation: 30 TAC Chapter 290, SubChapter D 290.46(v)

Description: Failure to install all water system electrical wiring in a securely mounted conduit in

compliance with a local or national electrical code.

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter D 290.41(c)(3)(M)

30 TAC Chapter 290, SubChapter D 290.41(c)(4)(D) 30 TAC Chapter 290, SubChapter D 290.41(d)(4)

Description:

Failure to provide a suitable sampling tap on each well discharge to facilitate the collection of samples for chemical and bacteriological analysis directly from the well.

Self Report? NO

Citation:

Classification: Minor

30 TAC Chapter 290, SubChapter D 290.41(c)(3)(N) 30 TAC Chapter 290, SubChapter D 290.41(c)(4)(D) 30 TAC Chapter 290, SubChapter D 290.41(d)(4)

Description:

Failure to install a flow meter on each well pump discharge line to provide water usage

records and to assist in more efficient system operation.

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter D 290.38(25)

30 TAC Chapter 290, SubChapter D 290.41(c)(3)(O) 30 TAC Chapter 290, SubChapter D 290.41(d)(4)

Description:

Failure to protect the well #2 with an intruder-resistant fence or a locked, ventilated well house to exclude possible contamination or damage to the facilities by trespassers.

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter F 290,109(c)(1)[G]

30 TAC Chapter 290, SubChapter F 290.121[G]

Description:

Failure to develop a public water system monitoring plan.

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter F 290.109(c)(2)(A)(iii)

Description:

Failure to submit at least 1 sample of water collected from different locations in the distribution system regularly each month to a Texas Department of Health Laboratory for bacteriological analysis as required by this agency's Drinking Water Standards.

Self Report? NO

Classification: Minor

Classification: Moderate

Classification: Minor

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290.46(n)(2)

Description:

Failure to prepare and maintain a map of the distribution system so that valves and

mains may be easily located during emergencies.

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter D 290.46(t)

Description:

Failure to post a legible sign at each of its production, treatment, and storage facilities

by each community system.

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter D 290.41(c)(3)(A)

30 TAC Chapter 290, SubChapter D 290.46(n)(3)

Description:

Failure to submit well completion data on wells #1 and 2 for our review and approval.

Self Report? NO

Citation:

30 TAC Chapter 290, SubChapter D 290.46(f)(3)(D)(ii)

30 TAC Chapter 290, SubChapter D 290.46(f)[G] 30 TAC Chapter 290, SubChapter D 290.46(m)(1)

Description:

Failure to inspect the pressure tanks.

Self Report? NO

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290.45(b)(1)(A)(ii)

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30 TAC Chapter 290, SubChapter D 290.45(b)(1)(B)(iv)
                         30 TAC Chapter 290, SubChapter D 290.45(b)(1)(C)(iv)
                         30 TAC Chapter 290, SubChapter D 290.45(b)(1)(D)(iv)
                         30 TAC Chapter 290, SubChapter D 290.45(b)(1)(E)(ii)
                         30 TAC Chapter 290, SubChapter D 290.45(b)(1)(F)(iv)
                         30 TAC Chapter 290, SubChapter D 290.45(b)(2)(G)
                        30 TAC Chapter 290, SubChapter D 290.45(c)(1)(A)(ii)
                        30 TAC Chapter 290, SubChapter D 290.45(c)(1)(B)(iv)
                        30 TAC Chapter 290, SubChapter D 290.45(c)(2)(F)
                        30 TAC Chapter 290, SubChapter D 290.45(d)(1)
                        30 TAC Chapter 290, SubChapter D 290.45(d)(2)(A)(ii)
                        30 TAC Chapter 290, SubChapter D 290.45(d)(2)(B)(v)
                        30 TAC Chapter 290, SubChapter D 290.45(d)(3)(F)
                        30 TAC Chapter 290, SubChapter D 290.45(e)(3)
                        30 TAC Chapter 290, SubChapter D 290.45(f)(6)
                        30 TAC Chapter 290, SubChapter D 290.45(g)(2)[G]
                        Failure to meet this Agency's "Minimum Water System Capacity Requirements." These
                         requirements include a pressure tank capacity of 50 gallons per connection.
                                                                            Classification: Moderate
     Self Report? NO
                        30 TAC Chapter 290, SubChapter D 290.39(e)(1)(A)
                        30 TAC Chapter 290, SubChapter D 290.39(e)(1)(B)
                        30 TAC Chapter 290, SubChapter D 290.39(e)(1)(C)
                        30 TAC Chapter 290, SubChapter D 290.39(e)(1)(D)
                        30 TAC Chapter 290, SubChapter D 290.39(e)(1)(E)
                        30 TAC Chapter 290, SubChapter D 290.39(e)(1)(F)
                        30 TAC Chapter 290, SubChapter D 290.39(e)(1)(G)
                        30 TAC Chapter 290, SubChapter D 290.39(e)(1)(H)
                        Failure to secure the services of a registered professional engineer well versed in the
                        design and construction of public water systems so that "as-built" plans and
                        specifications of your water system can be prepared and submitted for our review.
                                                                            Classification: Moderate
     Self Report? NO
                        30 TAC Chapter 290, SubChapter D 290.46(m)(4)
                        Failure to maintain all distribution system lines and related appurtenances in a watertight
Type of environmental management systems (EMSs).
Voluntary on-site compliance assessment dates.
Participation in a voluntary pollution reduction program.
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Description:

Citation:

Description:

Citation:

F.

G.

Н.

Description:

Environmental audits.

Early compliance.

N/A Sites Outside of Texas N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF	§	BEFORE THE
AN ENFORCEMENT ACTION	§	
AGAINST GUSS LINES DBA	§	TEXAS COMMISSION ON
LINES CACTUS GROVE MOBILE	§	
HOME PARK;	§	ENVIRONMENTAL QUALITY
RN104103247	§	

DEFAULT ORDER DOCKET NO. 2005-2046-PWS-E

At its	agenda, the Texas Commission	on Environmental Quality,
("Commission" or "TCEC	?") considered the Executive Director's Preli	iminary Report and Petition
filed pursuant to TEX. WAT	TER CODE ch. 5 and TEX. HEALTH & SAFETY C	CODE ch. 341, and the rules of
the TCEQ, which requests	appropriate relief, including the imposition	of an administrative penalty
and corrective action of the	e respondent. The respondent made the subje	ct of this Order is Guss Lines
dba Lines Cactus Grove M	Iobile Home Park ("Mr. Lines").	

The Commission makes the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

- 1. Mr. Lines owns and operates a public water system located at 2408 West Highway 90, Alpine, Brewster County, Texas (the "Facility").
- 2. The Facility has 40 service connections and serves at least 25 people per day for at least 60 days per year.
- 3. During an inspection conducted on October 22, 2005, a TCEQ El Paso Regional Office investigator documented that Mr. Lines:
 - a. Failed to operate the disinfection equipment to maintain a minimum free chlorine residual of 0.2 milligrams per liter (mg/L) in each finished water storage tank and throughout the distribution system at all times;
 - b. Failed to adopt an adequate plumbing ordinance, regulations or service agreement with provisions for proper enforcement to ensure that neither cross connections nor other unacceptable plumbing practices are permitted;

- c. Failed to operate the system under direct supervision of a certified water works operator at all times;
- d. Failed to provide sanitary control easements for well number one and well number two;
- e. Failed to provide well number one and well number two with a casing that extends a minimum of eighteen inches above the elevation of the finished floor of the pump room or natural surface, a concrete sealing block extending at least three feet from the well casing in all directions and a screened casing vent, which is faced downward and elevated so as to minimize the drawing of contaminants into the well. Additionally, Mr. Lines failed to seal the wellhead with the gaskets or pliable crack-resistant caulking on well number one;
- Failed to install all water system electrical wiring in compliance with local or national electrical codes;
- g. Failed to provide suitable sampling taps on the discharge lines for well number one and well number two to facilitate the collection of samples for chemical and bacteriological analysis directly from the well;
- h. Failed to install a flow meter on each well pump discharge line to provide water usage records and to assist in more efficient system operation;
- i. Failed to protect all water wells in a lockable building designed to prevent intruder access or enclose all water wells with intruder resistant fencing with lockable gates;
- j. Failed to develop a public water system siting and monitoring plan and failed to maintain a map of the distribution system so that valves and mains may be easily located during emergencies;
- k. Failed to post a legible sign at each production, treatment and storage facility by each community system;
- 1. Failed to keep on file and make available for Commission review accurate and up to date as-built plans or records, drawings and specifications for each treatment plant, pump station and storage tank and failed to make available for review copies of well completion data for the wells;

- m. Failed to conduct an annual inspection of the pressure tanks; and
- n. Failed to provide a pressure tank capacity of 50 gallons per connection.
- 4. During a record review conducted on November 1, 2005, a TCEQ Central Office investigator documented that Mr. Lines failed to collect and submit monthly water samples for bacteriological analysis for the months of July, August, September and October 2005 and failed to provide public notification of the failure to collect the water samples for the months July, August, September and October 2005.
- 5. During a record review conducted on December 14, 2005, a TCEQ Central Office Investigator documented that Mr. Lines failed to pay the Public Health Service Fee for fiscal year 2005, TCEQ Financial Administration Account No. 90220038.
- 6. Mr. Lines received notices of the violations on or about December 3, 2005 and December 12, 2005.
- 7. The Executive Director filed the "Executive Director's Preliminary Report and Petition Recommending that the Texas Commission on Environmental Quality Enter an Enforcement Order Assessing an Administrative Penalty Against and Requiring Certain Actions of Guss Lines dba Lines Cactus Grove Mobile Home Park" (the "EDPRP") in the TCEQ Chief Clerk's office on June 28, 2006.
- 8. By letter dated June 28, 2006, sent via certified mail, return receipt requested, and via first class mail, postage prepaid, the Executive Director served Mr. Lines with notice of the EDPRP. According to the return receipt "green card", Mr. Lines received notice of the EDPRP on July 11, 2006, as evidenced by the signature on the card.
- 9. More than 20 days have elapsed since Mr. Lines received notice of the EDPRP, provided by the Executive Director. Mr. Lines failed to file an answer to the EDPRP, failed to request a hearing, and failed to schedule a settlement conference.

CONCLUSIONS OF LAW

- 1. As evidenced by Finding of Fact Nos. 1 and 2, Mr. Lines is subject to the jurisdiction of the TCEQ pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Commission.
- 2. As evidenced by Finding of Fact No. 3.a., Mr. Lines failed to operate the disinfection equipment to maintain a minimum free chlorine residual of 0.2 milligrams per liter (mg/L) in

each finished water storage tank and throughout the distribution system at all times, in violation of 30 Tex. ADMIN. CODE § 290.46(d)(2)(A).

- 3. As evidenced by Finding of Fact No. 3.b., Mr. Lines failed to adopt an adequate plumbing ordinance, regulations or service agreement with provisions for proper enforcement to ensure that neither cross connections nor other unacceptable plumbing practices are permitted, in violation of 30 Tex. ADMIN. CODE § 290.46(i).
- 4. As evidenced by Finding of Fact No. 3.c., Mr. Lines failed to operate the system under direct supervision of a certified water works operator at all times, in violation of 30 Tex. ADMIN. CODE § 290.46(e).
- 5. As evidenced by Finding of Fact No. 3.d., Mr. Lines failed to provide sanitary control easements for well number one and well number two, in violation of 30 Tex. ADMIN. CODE § 290.41(c)(1)(F).
- As evidenced by Finding of Fact No. 3.e., Mr. Lines failed to provide well number one and well number two with a casing that extends a minimum of eighteen inches above the elevation of the finished floor of the pump room or natural surface, a concrete sealing block extending at least three feet from the well casing in all directions and a screened casing vent, which is faced downward and elevated so as to minimize the drawing of contaminants into the well. Additionally, Mr. Lines failed to seal the wellhead with the gaskets or pliable crack-resistant caulking on well number one, in violation of 30 Tex. ADMIN. CODE § 290.41(c)(3)(B), (c)(3)(J) and (c)(3)(K).
- 7. As evidenced by Finding of Fact No. 3.f., Mr. Lines failed to install all water system electrical wiring in compliance with local or national electrical codes, in violation of 30 Tex. ADMIN. CODE § 290.46(v).
- 8. As evidenced by Finding of Fact No. 3.g., Mr. Lines failed to provide suitable sampling taps on the discharge lines for well number one and well number two to facilitate the collection of samples for chemical and bacteriological analysis directly from the well, in violation of 30 Tex. Admin. Code § 290.41(c)(3)(M).
- 9. As evidenced by Finding of Fact No. 3.h., Mr. Lines failed to install a flow meter on each well pump discharge line to provide water usage records and to assist in more efficient system operation, in violation of 30 Tex. ADMIN. Code § 290.41(c)(3)(N).

- 10. As evidenced by Finding of Fact No. 3.i., Mr. Lines failed to protect all water wells in a lockable building designed to prevent intruder access or enclose all water wells with intruder resistant fencing with lockable gates, in violation of 30 Tex. ADMIN. Code § 290.41(c)(3)(O).
- As evidenced by Finding of Fact No. 3.j., Mr. Lines failed to develop a public water system siting and monitoring plan and failed to maintain a map of the distribution system so that valves and mains may be easily located during emergencies, in violation of 30 Tex. ADMIN. CODE §§ 290.121(a) and 290.46(n)(2).
- 12. As evidenced by Finding of Fact No. 3.k., Mr. Lines failed to post a legible sign at each production, treatment and storage facility by each community system, in violation of 30 Tex. ADMIN. CODE § 290.46(t).
- As evidenced by Finding of Fact No. 3.1., Mr. Lines failed to keep on file and make available for Commission review accurate and up to date as-built plans or records, drawings and specifications for each treatment plant, pump station and storage tank and failed to make available for review copies of well completion data for the wells, in violation of 30 Tex.

 ADMIN. CODE § 290.46(n)(1) and (n)(3).
 - 14. As evidenced by Finding of Fact No. 3.m., Mr. Lines failed to conduct an annual inspection of the pressure tanks, in violation of 30 TEX. ADMIN. CODE § 290.46(m)(1).
- 15. As evidenced by Finding of Fact No. 3.n., Mr. Lines failed to provide a pressure tank capacity of 50 gallons per connection, in violation of 30 Tex. ADMIN. CODE § 290.45(b)(1)(E)(ii).
- As evidenced by Finding of Fact No. 4, Mr. Lines failed to collect and submit monthly water samples for bacteriological analysis for the months of July, August, September and October 2005 and failed to provide public notification of the failure to collect the water samples for the months July, August, September and October 2005, in violation of 30 Tex. ADMIN. CODE §§ 290.109(c)(2)(A)(ii) and 290.122(c)(2)(A), and Tex. Health & Safety Code § 341.033(d).
- 17. As evidenced by Finding of Fact No. 5, Mr. Lines failed to pay the Public Health Service Fee for fiscal year 2005, TCEQ Financial Administration Account No. 90220038, in violation of 30 Tex. Admin. Code § 290.51(a)(3) and Tex. Water Code § 5.702.
- 18. As evidenced by Finding of Fact Nos. 7 and 8, the Executive Director has timely served Mr. Lines with proper notice of the EDPRP, as required by Tex. WATER CODE § 7.055 and 30 Tex. Admin. Code § 70.104(a).

- 19. As evidenced by Finding of Fact No. 9, Mr. Lines has failed to file a timely answer to the EDPRP, as required by Tex. Health & Safety Code § 341.049 and 30 Tex. Admin. Code § 70.105. Pursuant to Tex. Health & Safety Code § 341.049 and 30 Tex. Admin. Code § 70.106, the Commission may enter a Default Order against Mr. Lines and assess the penalty recommended by the Executive Director.
- 20. Pursuant to Tex. Health & Safety Code § 341.049, the Commission has the authority to assess an administrative penalty against Mr. Lines for violations of the Texas Water Code and the Texas Health and Safety Code within the Commission's jurisdiction; for violations of rules adopted under such statutes; or for violations of orders or permits issued under such statutes.
- 21. An administrative penalty in the amount of six thousand eight hundred thirteen dollars (\$6,813.00) is justified by the facts recited in this Order, and considered in light of the factors set forth in Tex. Health & Safety Code § 341.049(b).
- 22. TEX. WATER CODE §§ 5.102 and 7.002 authorize the Commission to issue orders and make determinations necessary to effectuate the purposes of the statutes within its jurisdiction.

ORDERING PROVISIONS

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

1. Mr. Lines is assessed an administrative penalty in the amount of six thousand eight hundred thirteen dollars (\$6,813.00) for violations of Tex. Water Code ch. 5, Tex. Health & Safety Code ch. 341, and rules of the TCEQ. The payment of this administrative penalty and Mr. Lines's compliance with all the terms and conditions set forth in this Order completely resolve the matters set forth by this Order in this action. The Commission shall not be constrained in any manner from requiring corrective actions or penalties for other violations which are not raised here. All checks submitted to pay the penalty imposed by this Order shall be made out to the "Texas Commission on Environmental Quality". The administrative penalty assessed by this Order shall be paid within 30 days after the effective date of this Order and shall be sent with the notation "Re: Guss Lines dba Lines Cactus Grove Mobile Home Park; Docket No. 2005-2046-PWS-E" to:

Financial Administration Division, Revenues Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13088 Austin, Texas 78711-3088

- 2. Mr. Lines shall undertake the following technical requirements:
 - a. Within 10 days after the effective date of this Order, Mr. Lines shall:
 - i. Commence operating the water system's chlorination facilities to maintain a free chlorine residual of 0.2 mg/L throughout the distribution system at all times, as required by 30 Tex. ADMIN. CODE § 290.46;
 - ii. Begin collecting bacteriological samples at the required frequency based on the population served by the system, as required by 30 Tex. ADMIN. CODE § 290.109;
 - b. Within 30 days after the effective date of this Order, Mr. Lines shall:
 - i. Submit payment for all outstanding fees, including any associated penalties and interest with the notation, "Re: Lines Cactus Grove Mobile Home Park, Financial Administration Account No. 90220038" to:

Financial Administration Division, Revenues Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

- ii. Commence operating the Facility under the direct supervision of an adequately trained and licensed water works operator, as required by 30 Tex. ADMIN. CODE § 290.46;
- iii. Seal the wellhead with the use of gaskets or a pliable crack-resistant caulking compound and provide each well with a screened casing vent, as required by 30 Tex. Admin. Code § 290.41;
- iv. Provide an intruder-resistant fence or lockable buildings around the well site and the pressure tank, as required by 30 Tex. ADMIN. CODE § 290.41;

- v. Begin maintaining an up-to-date chemical and microbiological monitoring plan, as required by 30 Tex. ADMIN. CODE § 290.121;
- vi. Provide an up-to-date distribution map showing all valves and cut-offs, in accordance with 30 Tex. ADMIN. CODE § 290.46;
- vii. Post a legible sign with the name of the water supply and an emergency telephone number at each production, treatment and storage facility, as required by 30 Tex. ADMIN. Code § 290.46;
- viii. Conduct annual inspections of the pressure tanks, as required by 30 TEX. ADMIN. CODE § 290.46;
- c. Within 60 days after the effective date of this Order, Mr. Lines shall:
 - i. Ensure that all electrical wiring at the well sites have been enclosed and securely mounted in a conduit, as required by 30 Tex. ADMIN. CODE § 290.46;
 - ii. Provide a raw water sampling tap for all wells, as required by 30 Tex. ADMIN. CODE § 290.41;
 - iii. Install flow measuring devices on each well, as required by 30 Tex. ADMIN. CODE § 290.41;
 - iv. Adopt an adequate service agreement which provides provisions for proper enforcement to ensure that neither cross-connections nor other unacceptable plumbing practices are permitted, in accordance with 30 Tex. ADMIN. CODE § 290.46;
 - v. Install a well casing eighteen inches above the finished floor on each well, as required by 30 Tex. ADMIN. CODE § 290.41;
 - vi. Provide each well with a concrete sealing block extending at least three feet from the exterior well casing in all directions, as required by 30 Tex. ADMIN. CODE § 290.41;
- d. Within 90 days after the effective date of this Order, Mr. Lines shall:

- i. Prepare and submit "as-built" plans and specifications describing the existing facilities as well as any proposed modifications to the TCEQ, Water Supply Division, Utility Technical Review Team, MC 153, as required by 30 Tex. ADMIN. CODE § 290.46. These plans and specifications shall be prepared by a Texas registered professional engineer and shall be maintained as a part of the Facility's records;
- ii. Maintain on file and submit a copy of the well completion data for all wells, as required by 30 Tex. ADMIN. CODE §§ 290.41 and 290.46;
- iii. Provide sanitary control easements for the wells, in accordance with 30 Tex. ADMIN. CODE § 290.41;
- e. Within 180 days after the effective date of this Order, provide adequate pressure tank capacity of 50 gallons per connection, as required by 30 Tex. ADMIN. CODE § 290.45; and

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f. Within 195 after the effective date of this Order, submit written certification as described below, and include detailed supporting documentation including a copy of water analysis, receipts, and/or other records to demonstrate compliance with Ordering Provisions Nos. 2.a. through 2.e.

The certification shall be notarized by a State of Texas Notary Public and include the following certification language:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

The certification shall be submitted to:

Order Compliance Team
Enforcement Division, MC 149A
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

with a copy to:

Terry McMillan
Water Section Manager
El Paso Regional Office
Texas Commission on Environmental Quality
401 East Franklin Avenue, Suite 560
El Paso, Texas 79901-1206

- 3. All relief not expressly granted in this Order is denied.
- 4. The provisions of this Order shall apply to and be binding upon Mr. Lines. Mr. Lines is ordered to give notice of this Order to personnel who maintain day-to-day control over the Facility operations referenced in this Order.
- 5. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this Order, upon a written and substantiated showing of good cause. All requests for extensions by Mr. Lines shall be made in writing to the Executive Director. Extensions are not effective until Mr. Lines receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
- 6. The Executive Director may refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings without notice to Mr. Lines if the Executive Director determines that Mr. Lines has not complied with one or more of the terms or conditions in this Order.
- 7. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.

8. The Chief Clerk shall provide a copy of this Order to each of the parties. By law, the effective date of this Order shall be the date the Order is final, as provided by 30 Tex. ADMIN. CODE § 70.106(d) and Tex. Gov't Code § 2001.144.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

AFFIDAVIT OF ROBERT R. MOSLEY

STATE OF TEXAS

COUNTY OF TRAVIS

"My name is Robert R. Mosley. I am of sound mind, capable of making this affidavit, and the facts stated in this affidavit are within my personal knowledge and are true and correct.

On behalf of the Executive Director of the Texas Commission on Environmental Quality, I filed the "Executive Director's Preliminary Report and Petition Recommending that the Texas Commission on Environmental Quality Enter an Enforcement Order Assessing an Administrative Penalty Against and Requiring Certain Actions of Guss Lines dba Lines Cactus Grove Mobile Home Park" (the "EDPRP") with the Office of the Chief Clerk on June 28, 2006.

I sent the EDPRP to Mr. Lines at its his last known address on June 9, 2006 via certified mail, return receipt requested, and via first class mail, postage prepaid. According to the return receipt "green card", Mr. Lines received notice of the EDPRP on June 11, 2006, as evidenced by the signature on the card.

More than 20 days have elapsed since Mr. Lines received notice of the EDPRP. Mr. Lines failed to file an answer to the EDPRP, failed to request a hearing, and failed to schedule a settlement conference".

Robert R. Mosley

Attorney

Texas Commission on Environmental Quality

Before me, the undersigned authority, on this day personally appeared Robert R. Mosley, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration herein expressed.

Given under my hand and seal of office this 15th day of 1204, A.D., 2008.

Jacqueline Frances Duckworth
Notary Public
State of Texas
My Commission Expires
April 25, 2011

Notary Signature

Notary Stamp